

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

MONDAY, THE 28TH DAY OF SEPTEMBER 2015/6TH ASWINA, 1937

Bail Appl..No. 5828 of 2015

CRIME NO. 1035/2015 OF NOORANADU POLICE STATION , ALAPPUZHA

PETITIONER(S)/ACCUSED 1 & 2:

- 1. SAJEEV, AGED 34 YEARS,
S/O. SATHYAN, AZHAPPALLIL VEEDU, PALLICKAL MURI,
PALAMEL VILLAGE, ALAPPUZHA.**
- 2. ANANTHU, AGED 22 YEARS,
S/O. KUNJUMON, KANNANKARA VEEDU, KAVUMPAD,
ULAVUKKAD MURI, PALAMEL VILLAGE, ALAPPUZHA.**

BY ADV. SRI.D.AJITHKUMAR

RESPONDENT(S)/COMPLAINANT:

**STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.**

BY PUBLIC PROSECUTOR SRI.C.RASHEED

**THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28-09-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

PJ

A.HARIPRASAD, J.

B.A No.5828 of 2015

Dated this the 28th day of September, 2015.

ORDER

Application for pre-arrest bail under Section 438 Cr.P.C.

2. Petitioners are accused Nos.1 and 2 in Crime No.1035 of 2015 of Nooranad Police Station registered for offences punishable under Sections 143, 147, 149, 324, 323 and 308 I.P.C.

3. Prosecution case, in short, is that on 05-09-2015 at about 9.00 p.m., when the defacto complainant was travelling as a pillion rider on a motorbike, the accused persons came on another motorcycle attacked him with a sword.

4. Heard the learned counsel for the petitioners and the learned Public Prosecutor.

5. Learned Public Prosecutor submitted that the defacto complainant sustained minor injury on head. It appears that there is a clash between two political parties and two other cases have been registered by the same Police. Petitioners pleaded innocence. Considering the nature of allegations, following directions are

made :

1. Petitioners shall surrender before the investigating officer within a period of one week from today and submit themselves for interrogation. In that event, they shall be released on bail on executing a bond for Rs.50,000/- each (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the Investigating Officer.
2. The sureties shall produce documents to establish their identity and solvency.
3. Petitioners shall appear before the Investigating Officer as and when directed.
4. Petitioners shall not influence or intimidate witnesses.
5. If any of the above conditions is violated by the petitioners, the learned Magistrate having jurisdiction is free to cancel the bail.

Sd/-
A.HARIPRASAD,
JUDGE.

//True copy//

amk

P.A to Judge